

RECEIVED  
CENTRAL FAX CENTER

JUL 13 2006

**FAX TRANSMISSION****DATE:** July 13, 2006**PTO IDENTIFIER:** Application Number 09/778,872-Conf. #9099

Patent Number

**Inventor:** Shusou WADAKA et al.**MESSAGE TO:** Board of Patent Appeals and Interferences, U.S. Patent and Trademark Office**FAX NUMBER:** (571) 273-0299 (BPAI Fax No.) AND (571) 273-8300 (Central Fax No.)**FROM:** BIRCH, STEWART, KOLASCH & BIRCH, LLP

Michael K. Mutter

**PHONE:** (703) 205-8000**Attorney Dkt. #:** 2565-0225P**PAGES (Including Cover Sheet):** 4**CONTENTS:** Confirmation of Request for Oral Hearing (1 page)  
Copy of Notice of Hearing (1 page)  
Certificate of Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (703) 205-8000 and send the original transmission to us by return mail at the address below.

**This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.**

**BIRCH, STEWART, KOLASCH & BIRCH, LLP**

8110 Gatehouse Road, Suite 100 East, P.O. Box 747, Falls Church, Virginia 22040-0747

**Telephone:** (703) 205-8000 **Facsimile:** (703) 205-8050

RECEIVED  
CENTRAL FAX CENTER

JUL 13 2006

Docket No.: 2565-0225P  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Shusou WADAKA et al.

Appeal No.: 2006-1751

Application No.: 09/778,872

Confirmation No.: 9099

Filed: February 8, 2001

Art Unit: 2834

For: FILM ACOUSTIC WAVE DEVICE AND ITS  
MANUFACTURING METHOD AND CIRCUIT  
DEVICE

Examiner: M. O. Budd

**CONFIRMATION OF REQUEST FOR ORAL HEARING**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Hearing mailed June 23, 2006, Appellant hereby confirms his request for an oral hearing in the above-identified matter. Either the undersigned or Chad J. Billings (Reg. No. 48,917) will attend the oral hearing. Additionally, Mr. Yasunori Chiba, a representative of the Assignee, will attend the hearing.

The hearing is currently scheduled for August 9, 2006 at 1:00 PM.

Dated: July 13, 2006

Respectfully submitted,

By

Michael K. Mutter

Registration No.: 29,680

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

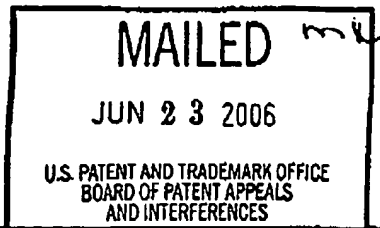
Attorney for Applicant

Birch, Stewart, Kolasch & Birch, LLP

MKM/slb


**United States Patent and Trademark Office**

Under Secretary of Commerce for Intellectual Property and  
 Director of the United States Patent and Trademark Office  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov



BIRCH, STEWART, KOLASCH &  
 BIRCH  
 P.O. BOX 747  
 FALLS CHURCH, VA 22040-0747

Appeal No: 2006-1751  
 Appellant: Shusou Wadaka et al.  
 Application No: 09/778,872  
 Hearing Room: B  
 Hearing Docket: B  
 Hearing Date: Wednesday, August 09, 2006  
 Hearing Time: 01:00 PM  
 Location: Madison Building - East Wing  
 600 Dulany Street, 9th Floor  
 Alexandria, Virginia 22313-1450

2065-225P

DOCKETED  
 Confirmation  
 7-14-06  
 Hearing  
 8-9-06

**NOTICE OF HEARING  
 CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS**

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address: BOARD OF PATENT APPEALS AND INTERFERENCES  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 P.O. BOX 1450  
 ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ☒ HEARING ATTENDANCE CONFIRMED ( ) HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

7/13/2006  
 Date

29,680  
 Registration No.

Names of other visitors expected to accompany counsel: Yasunori Chiba; Chad J. Billings (Reg. #48,917)  
 For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see  
[http://www.uspto.gov/web/offices/dcom/boni/docs/contacts/contact\\_info.htm](http://www.uspto.gov/web/offices/dcom/boni/docs/contacts/contact_info.htm)

PTO/SB/97 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

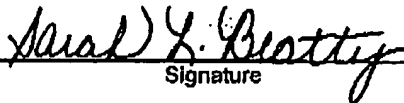
Application No. (if known): 09/778,872

Attorney Docket No.: 2565-0225P

## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on July 13, 2006  
Date

  
Signature

Sarah L. Beatty

Typed or printed name of person signing Certificate

Registration Number, if applicable

(703) 205-8000

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Confirmation of Request for Oral Hearing (1 page)

Copy of Notice of Hearing (1 page)